IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.1167 OF 2002

Ganpat Dadabhau Bagad & ors. Petitioners
vs.
Smt.Sita Genu Bhoir & ors. Respondents

None appears.

CORAM : R. M. LODHA &
R. S. MOHITE,JJ.

DATED : 6th May 2005

P.C.

None appears.

2. In this writ petition, the petitioners had prayed for quashing and setting aside the judgement and order dated 21st January 2002 passed by the Additional Commissioner, Pune Division, affirming the order of the Collector, Pune dated 17th September 2001. By order dated 17th September 2001, the District Collector, Pune in the dispute filed under Section 33(5) of the Bombay Village Panchayats Act, 1958 cancelled the election held on 24th July 2001 for the post of Sarpanch and Deputy Sarpanch of Grampanchayat-Pargaon, via-Madha, taluka Junnar, District:Pune.

3. From the proceedings it appears that on 5th March 2002 the Division Bench of this Court called for the

record and proceedings of the dispute application no.12/2001 with a direction that record be called within four weeks and the case be put up thereafter and in the meanwhile ordered status-quo to be maintained. More than three years have passed thereafter but the record and proceedings of dispute application no.12/2001 have not been received by the office. It appears that the petitioners had already got the relief that they desired by the order of status-quo passed by this Court on 5th March 2002. The tenure of election of Panchayat for the term 2001-2005 itself appears to be over and it is for this reason that nobody appears for the petitioner.

4. We, accordingly, dismiss the writ petition in default. The order of status-quo is discharged.

(R.M. LODHA,J.)

(R.S. MOHITE,J.)